

Remarks

A. Pending Claims

Claims 40-55, 57-100, and 102-128 have been cancelled. Claims 129-245 are new. Claims 129-245 are pending.

B. Notice of Non-Compliant Amendment

The Examiner mailed a Notice of Non-Compliant Amendment on November 11, 2006. The Notice indicated that the claims in Applicant's amendment of June 5, 2006, were not presented in ascending numerical order. Applicant has presented all claims in this amendment in numerical order. The Notice indicated that Applicant's amendment of June 5, 2006 was not in accordance with 37 CFR §1.4. Applicant respectfully submits that this amendment is in accordance with 37 CFR §1.4.

C. Claim Objections

In the Office Action mailed December 13, 2005, the Examiner objected to claims 41, 43-46, 48-55, 54-65, 67-70, 72-75, and 78-99 because of informalities. Applicant has cancelled claims 41, 43-46, 48-55, 54-65, 67-70, 72-75, and 78-99.

D. 35 U.S.C. § 112, First Paragraph

In the Office Action mailed December 13, 2005, the Examiner rejected claims 40-55, 57-100, and 102-115 under 35 U.S.C. § 112, first paragraph, as failing to comply with the

enablement requirement. Applicant has cancelled claims 40-55, 57-100, and 102-115 without prejudice.

E. 35 U.S.C. § 112, Second Paragraph

In the Office Action mailed December 13, 2005, the Examiner rejected claims 40-100, 102, and 105 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has cancelled claims 40-100, 102, and 105 without prejudice.

F. 35 U.S.C. § 102(b)

In the Office Action mailed December 13, 2005, the Examiner rejected claims 100 and 102-115 under 35 U.S.C. 102(b) as anticipated by U.S. Patent No. 5,948,040 to DeLorme et al. Applicant has cancelled claims 100 and 102-115 without prejudice.

G. 35 U.S.C. § 103(a)

In the Office Action mailed December 13, 2005, the Examiner rejected claims 40-55, 57-60, 66-71, 76-78, and 80-89 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,182,052 to Fulton et al. in view of U.S. Patent No. 5,710,887 to Chelliah et al. Applicant has cancelled claims 40-55, 57-60, 66-71, 76-78, and 80-89 without prejudice.

H. New Claims

New independent claim 129 describes a combination of features including:

providing one or more venues, each of the one or more venues comprising a physical location that the customer can visit, one or more venue-available deliverables being

available to the customer at each of the one or more venues;

providing one or more designated expedited service areas, each of the one or more designated expedited service areas at, proximate to, or adjacent to at least one of the one or more venues, each designated expedited service area comprising a physical location that the customer can visit for faster procurement of the one or more venue-available deliverables;

displaying information relating to one or more of the venue-available deliverables to the customer over a network;

receiving an order from the customer over the network for one or more venue-available deliverables selected by the customer from at least one of the one or more venues;

scheduling one or more transactions or interactions with the customer to occur at one or more designated expedited service areas associated with at least one of the one or more venues, wherein the one or more transactions or interactions are scheduled in accordance with one or more expedited service area time windows to save the customer time in procuring at least one of the ordered one or more venue-available deliverables;

providing schedule information to the customer over the network, the schedule information comprising information concerning the scheduled one or more transactions or interactions at the one or more designated expedited service areas;

conducting one or more of the scheduled transactions or interactions with the customer at one or more designated expedited service areas; and

providing the ordered venue-available deliverables to the customer at the one or more selected venues.

The cited art does not appear to teach or suggest the combination of features described in claim 129.

New independent claim 209 describes a combination of features including:

one or more venues, each of the one or more venues comprising a physical location that the customer can visit, each of the venues having one or more venue-available deliverables accessible to the customer;

one or more designated expedited service areas, each designated expedited service area at, proximate to, or adjacent to one or more of the venues, each designated expedited service area comprising a physical location that the customer can visit for faster procurement of the one or more venue-available deliverables, wherein the one or more designated expedited service areas are configured to conduct schedulable transactions or schedulable interactions with the customer relating to orders by the customer;

a database comprising information relating to the one or more venue-available deliverables at one or more of the venues and relating to schedulable transactions or schedulable interactions of designated expedited service areas at one or more designated expedited service areas;

a computer apparatus configured to store program instructions executable by the computer apparatus to:

display information from the database relating to one or more venue-available deliverables to the customer over a network;

receive an order from the customer over the network for one or more venue-available deliverables from one or more venues; and

schedule one or more transactions and interactions with the customer at the one or more designated expedited service areas in accordance with one or more expedited service area time windows, wherein the transactions and interactions expedite the customer's procurement of the one or more venue-available deliverables from the one or more venues.

The cited art does not appear to teach or suggest the combination of features described in claim 209.

New independent claim 232 describes a combination of features including:

providing one or more venues, each of the one or more venues comprising a physical location that the customer can visit, one or more venue-available deliverables being available to the customer at each of the one or more venues;

providing one or more designated expedited services areas, each of the one or more designated expedited services areas at, proximate to, or adjacent to at least one of the one or more venues, each designated expedited service area comprising a physical location that the customer can visit for faster procurement of the one or more venue-available deliverables;

displaying information relating to one or more of the venue-available deliverables to the customer over a network;

receiving an order from the customer over the network for one or more venue-available deliverables from one or more venues;

scheduling one or more transactions or interactions with the customer to occur at one or more designated expedited service areas associated with the one or more venues in accordance with one or more expedited service area time windows;

providing schedule information to the customer over the network, the schedule information comprising information concerning the scheduled one or more transactions or interactions;

providing navigational information to the customer while the customer is on an excursion to or within one or more of the venues, the navigational information comprising at least one direction to guide the customer to one of the designated expedited service areas;

conducting the one or more scheduled transactions or interactions with the customer at one or more of the designated expedited service areas; and

providing the ordered venue-available deliverables to the customer at the one or more selected venues.

The cited art does not appear to teach or suggest the combination of features described in claim 232.

New independent claim 245 describes a combination of features including:

one or more venues, each of the one or more venues comprising a physical location that the customer can visit, each of the one or more venues having one or more venue-available deliverables accessible to the customer;

one or more designated expedited service areas, each of the one or more designated expedited services areas at, proximate to, or adjacent to one or more of the venues, each designated expedited service areas comprising a physical location that the customer can visit for faster procurement of the one or more venue-available deliverables, wherein the one or more designated expedited service areas are configured to conduct schedulable transactions or schedulable interactions with a customer relating to orders by the customer in accordance with one or more expedited service area time windows;

a database comprising information relating to the one or more venue-available deliverables of at least one of the venues and relating to schedulable transactions or schedulable interactions at one or more designated expedited service areas;

a computer apparatus configured to store program instructions executable by the computer apparatus to:

display information from the database relating to one or more venue-available deliverables to the customer over a network;

receive an order from the customer over the network for one or more venue-available deliverables from each of one or more venues selected by the customer;
and

provide navigational information to the customer while the customer is on an excursion to or within one or more of the venues, the navigational information comprising at least one direction to guide the customer to one or more of the designated expedited service areas.

The cited art does not appear to teach or suggest the combination of features described in claim 245.


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09/617,156

I. Additional Remarks

Based on the above, Applicant submits that all claims are in condition for allowance. Favorable reconsideration is respectfully requested.

A fee authorization is enclosed herewith for the additional claims and a five-month extension of time. If any additional extension of time is required, Applicant hereby requests the appropriate extension of time. If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/6157-00100/EBM.

Respectfully submitted,



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